

REGISTRY OF ELECTION FINANCE

The Registry of Election Finance met Wednesday, March 14, 2012, at Suite 104 of Parkway Towers, 404 James Robertson Parkway, Nashville, Tennessee.

Presiding over the meeting was Chairperson Justin Pitt. Attending the meeting were board members Patricia Heim, Darlene McNeece and Lee Anne Murray. Henry Fincher participated via telephone.

Approval of Meeting Minutes

On motion by Heim, seconded by McNeece, the board voted unanimously to amend the minutes from the January 11, 2012 regular board meeting to accurately reflect the PAC name in a matter concerning the Davidson County Republican Party. The motion to approve the minutes, as amended, for the January 11, 2012 meeting passed the board unanimously.

Show Cause Hearing

11-65 Matt Kenigson, for failure to maintain campaign records on his 2010 3rd quarter campaign financial disclosure report. Class two (2), maximum ten thousand (\$10,000) civil penalty. Mr. Kenigson has had a previous matter before the board.

The board voted at its October 12, 2011 meeting to issue Mr. Kenigson a show cause notice.

The board voted at its November 9, 2011 meeting to delay any further action in this matter until the next regularly scheduled meeting to allow Gerard Stranch, representative for Mr. Kenigson, an opportunity to prepare and personally appear before the board.

Gerard Stranch and Mr. Kenigson personally appeared before the board and requested that the board delay any action in this matter until the next regularly scheduled meeting to allow them further opportunity to gather campaign records and correct his campaign financial disclosure reports.

The board voted at its January 11, 2012 meeting to defer any action in this matter until the next regularly scheduled meeting to allow Mr. Kenigson further opportunity to gather campaign records and correct his campaign financial disclosure reports.

Mr. Kenigson personally appeared before the board and submitted a statement for the board's consideration.

On motion by Murray, seconded by McNeece, the board voted unanimously to assess Mr. Kenigson a \$2,500 civil penalty.

Requests for Reconsideration

11-53 Todd Mrozek, for failure to file a 2011 mid-year supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Mrozek has had no previous matters before the board.

The board voted at its October 12, 2011 meeting to issue Mr. Mrozek a show cause notice.

The board voted at its November 9, 2011 meeting to assess Mr. Mrozek a \$1,000 civil penalty assessment. Mr. Mrozek requested a reconsideration of the \$1,000 civil penalty assessment.

Mr. Mrozek filed the required report and submitted a statement for the board's consideration.

On motion by Heim, seconded by McNeece, the board voted unanimously to reconsider the \$1,000 civil penalty assessment. On motion by Heim, seconded by Murray, the board voted unanimously to set aside the previous civil penalty.

11-56 William Steakley, for failure to file a 2011 mid-year supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Steakley has had previous matters before the board.

The board voted at its October 12, 2011 meeting to issue Mr. Steakley a show cause notice.

Director Rawlins informed the board that there has been no response to the show cause notice and that the report still has not been filed.

The board voted at its January 11, 2012 meeting to assess Mr. Steakley a \$10,000 civil penalty. Mr. Steakley requested a reconsideration of the \$10,000 civil penalty assessment.

Mr. Steakley filed the required report and submitted statements for the board's consideration.

On motion by Heim, seconded by Murray, the board voted unanimously to reconsider the \$10,000 civil penalty assessment. On motion by Heim, seconded by Murray, the board voted unanimously to assess Mr. Steakley a \$50 civil penalty.

11-57 Steven Turner, for failure to file a 2011 mid-year supplemental campaign financial disclosure report. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Mr. Turner has had no previous matters before the board.

The board voted at its October 12, 2011 meeting to issue Mr. Turner a show cause notice.

Mr. Turner personally appeared before the board and explained his failure to file the required report. The board voted at its November 9, 2011 meeting to defer any further action in this matter until the next regularly scheduled meeting to allow Mr. Turner an opportunity to file the required report.

Director Rawlins informed the board that there has been no further response from Mr. Turner and that the report still has not been filed.

The board voted at its January 11, 2012 meeting to assess Mr. Turner a \$10,000 civil penalty. Mr. Turner requested a reconsideration of the \$10,000 civil penalty assessment.

Mr. Turner personally appeared before the board, filed the required report and submitted a statement for the board's consideration.

On motion by Murray, seconded by McNeece, the board voted unanimously to reconsider the \$10,000 civil penalty assessment. On motion by Murray, seconded by Heim, the board voted unanimously to set aside the previous civil penalty.

Statement Submitted

12-02 Friends of the Fairgrounds, for possible failure to report contributions on a campaign financial disclosure report filed with the Davidson County Election Commission. Class two (2), maximum ten thousand (\$10,000) civil penalty. The organization has had no previous matters before the board.

Director Rawlins provided the board with information forwarded to the Registry by the Davidson County Election Commission concerning inconsistencies in a campaign financial disclosure report filed by the Friends of the Fairgrounds single-measure committee.

The board voted at its January 11, 2012 meeting to issue the organization a show cause notice for possible failure to report contributions.

Kathleen Starnes, representative of the organization, submitted an affidavit for the board's consideration.

On motion by Heim, seconded by Murray, the board voted unanimously to take no further action in this matter.

Cases Subject to Approval of Civil Penalty Order

12-01 Amy Broyles, for failure to file a 2011 mid-year supplemental campaign financial disclosure report with the Knox County Election Commission. Class two (2), no report filed, maximum ten thousand (\$10,000) civil penalty. Ms. Broyles has had a previous matter before the board.

The board voted at its January 11, 2012 meeting to issue Ms. Broyles a show cause notice.

Ms. Broyles filed the required report and personally appeared before the board to explain her failure to file.

On motion by Murray, seconded by Heim, the board voted unanimously to take no further action in this matter.

Cases Considered for Issuance of Show Cause Notice

Frances Arthur, for failure to timely file a 2011 year-end supplemental campaign financial disclosure report. Class one (1), ten days late, maximum two hundred fifty (\$250) civil penalty. Ms. Arthur has had no previous matters before the board.

On motion by Murray, seconded by McNeece, the board voted unanimously to issue a show cause notice.

Ty Cobb, for failure to timely file a 2011 year-end supplemental campaign financial disclosure report. Class one (1), one day late, maximum twenty-five (\$25) civil penalty. Mr. Cobb has had previous matters before the board.

On motion by Heim, seconded by McNeece, the board voted unanimously to take no action.

Neil Revlett, for failure to timely file a 2011 year-end supplemental campaign financial disclosure report. Class one (1), 16 days late, maximum four hundred (\$400) civil penalty. Mr. Revlett has had a previous matter before the board.

On motion by Murray, seconded by Heim, the board voted unanimously to issue a show cause notice.

Kerry Roberts, for failure to timely file a 2011 4th quarter campaign financial disclosure report. Class one (1), 14 days late, maximum three hundred fifty (\$350) civil penalty. Sen. Roberts has had no previous matters before the board.

On motion by Murray, seconded by Heim, the board voted unanimously to issue a show cause notice.

Bobby Scott, for failure to timely file a 2011 year-end supplemental campaign financial disclosure report. Class one (1), three days late, maximum seventy-five (\$75) civil penalty. Mr. Scott has had previous matters before the board.

On motion by Heim, seconded by McNeece, the board voted unanimously to take no action.

Dale Buchanan & Associates PAC, for failure to timely file a 2011 year-end supplemental campaign financial disclosure report. Class one (1), seven days late, maximum one hundred seventy-five (\$175) civil penalty. The organization has had no previous matters before the board.

On motion by Murray, seconded by McNeece, the board voted unanimously to issue a show cause notice.

Nashville Business Coalition, for failure to timely file a 2011 year-end supplemental campaign financial disclosure report. Class one (1), two days late, maximum fifty (\$50) civil penalty. The organization has had no previous matters before the board.

On motion by Heim, seconded by McNeece, the board voted unanimously to take no action.

White County Democratic Party, for failure to timely file a 2011 year-end supplemental campaign financial disclosure report. Class one (1), 11 days late, maximum two hundred seventy-five (\$175) civil penalty. The organization has had no previous matters before the board.

On motion by Murray, seconded by McNeece, the board voted unanimously to issue a show cause notice.

Audit Review

Stratton Bone

Mr. Bone's 2010 3rd Quarter unitemized campaign finance audit with the included finding was provided to the board.

On motion by Heim, seconded by Pitt, the board voted unanimously to approve Mr. Bone's 2010 3rd Quarter unitemized campaign finance audit with the included finding.

Executive Director's Report

- Director Rawlins provided the 2011 annual report to the board for approval.
- Director Rawlins informed the board that the Davidson County Republican Party has registered as a PAC with the Registry and that they have filed all the required reports.
- Director Rawlins informed the board that Rep. Towns is ineligible to qualify for election to state or local office if the entire civil penalty of \$35,000 is not paid by April 5, 2012.
- Director Rawlins informed the board that he will be speaking at Nashville State Community College on March 15, 2012.

Other Business

Director Rawlins informed the board that there is a Bureau of Ethics and Campaign Finance board meeting scheduled for March 29, 2012 and that members could participate via telephone.

Without objection, the board voted unanimously to schedule the next Registry meeting for May 9, 2012.